



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/691,968	10/19/2000	Carlos V. Pinera	6169-137	6538
40987	7590	05/19/2004	EXAMINER	
AKERMAN SENTERFITT P. O. BOX 3188 WEST PALM BEACH, FL 33402-3188			KISS, ERIC B	
			ART UNIT	PAPER NUMBER
			2122	7
DATE MAILED: 05/19/2004				

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

1. The reply filed on March 3, 2004, is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

a. Applicant's amendments to the claims are not in accordance with 37 CFR §1.121(c)(2), which states (in relevant part):

...The text of any deleted matter must be shown by strike-through except that double brackets placed before and after the deleted characters may be used to show deletion of five or fewer consecutive characters. **The text of any deleted subject matter must be shown by being placed within double brackets if strikethrough cannot be easily perceived.** [emphasis added]

Specifically, Applicant's amendment to claim 1, removing the single letter 's' from "updates" in line 12, and Applicant's amendment to claim 10, removing the single comma (',') from the end of line 3, cannot be easily perceived.

b. Applicant has failed to address the objection to the drawings under 37 CFR §1.84(p)(3) (see enumerated item 4 of the previous Office action).

c. Applicant's amendments to the specification do not fully address the objection based on improper usage of trademarks. As stated previously, trademarks should be "accompanied by the generic terminology". Appropriate accompanying generic terminology for the JAVA trademark would be, for example, "programming language", as in, "the JAVA programming language". To expedite correction on this matter the Examiner suggests that Applicant thoroughly consider the

Art Unit: 2122

Sun Microsystems, Inc. document titled, "Sun Trademark and Logo Usage Requirements," available on the Internet at <URL: <http://www.sun.com/policies/trademarks/>>.

2. Since the above-mentioned reply appears to be *bona fide*, Applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Conclusion

3. Any inquiry concerning this communication or earlier communications from the Examiner should be directed to Eric B. Kiss whose telephone number is (703) 305-7737. The Examiner can normally be reached on Tue. - Fri., 7:30 am - 5:00 pm. The Examiner can also be reached on alternate Mondays.

If attempts to reach the Examiner by telephone are unsuccessful, the Examiner's supervisor, Tuan Dam, can be reached on (703) 305-4552. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

EBK /EBK
May 3, 2004


TUAN DAM
SUPERVISORY PATENT EXAMINER